Remarks

Preliminary Remarks

Claims 6-14 and 28-38 are pending in the application. Claims 1-5 are hereby cancelled. The issues in the application are as follows:

- Claims 1-5, 8-10, 13-14 and 28-35 are rejected under 35 U.S.C. § 103(a) as being unpatentable over U.S. Patent Application Publication 2002/0065076 to Monroe (hereinafter, "Monroe") in view of U.S. Patent 6,283,775 to Shupe et al. (hereinafter, "Shupe").
- Claims 11-12 are rejected under 35 U.S.C. § 103(a) as being unpatentable over U.S. Patent Application Publication 2002/0065076 to Monroe.
- Claims 6-7 are allowed.
- New claims 36-38 are added.

In response, claims 7-8, 13, 28, 31-32 are amended to depend from allowed claim 6. Applicants herby traverse the outstanding rejections and request reconsideration and withdrawal in light of the amendments and remarks contained herein. Applicants also present new claims 36-38 for consideration.

Rejection of Claims under 35 U.S.C. § 103(a)

Claims 1-5, 8-10, 13-14, 28-32 are rejected under 35 U.S.C. § 103(a) as being unpatentable over Monroe in view of Shupe. Claims 11-12 are rejected under 35 U.S.C. § 103(a) as being unpatentable over Monroe.

Claims 1-5 are hereby cancelled, without prejudice. Accordingly, the rejection of claims 1-5 is now moot. Claims 7-14 and 28-32 have been amended to depend from allowed claim 6.

The Applicants note that none of claims 7-14 and 28-32, as amended, are independent claims, and that each of these claims (as amended) ultimately depends from allowable independent claim 6. It is axiomatic that any dependent claim which

S/N: 09/776,054 Case 10002870-1 Amendment "C"

1

4

5

3

6

7

9

10 11

12

13

14 15

16

17 18

19

20

2122

23

24

25

 depends from an allowable base claim is also allowable, and therefore the Applicants contend that claims 7-14 and 28-32 should be allowed for at least the reasons that claim 6 is allowable.

Independent claim 33, is rejected under 35 U.S.C. § 103(a) as being unpatentable over Monroe in view of Shupe. Claims 33 (as amended above) recites:

A mobile phone handset, comprising:

a multi-purpose connector including a single connector socket adapted to alternatively accommodate a connector for a plain ordinary telephone line and a connector for a local area network;

a network controller configured to allow said mobile phone handset to communicate with one or more computing devices though said local area network connector, each of said one or more computing devices having a device network controller configured to communicate with said network controller using a network communication protocol;

a processor control subsection configured to control operations of said mobile phone handset; and

a line detector configured to send said processor control subsection a local area network present signal if said local area network connector is connected to said one or more computing devices.

(Emphasis added).

The Office action claims that "[r]egarding claim 33, Monroe teaches a mobile handset, comprising: a multi-purpose connection adaptor configured to connect said mobile phone handset to at least one of a plain ordinary telephone line, a local area network and one or more computing devices." However, Monroe does not teach or suggest that the mobile handset includes "a network controller configured to allow said mobile phone handset to communicate with one or more computing devices though said local area network connector, each of said one or more computing

devices having a device network controller configured to communicate with said network controller using a network communication protocol; a processor control subsection configured to control operations of said mobile phone handset; and a line detector configured to send said processor control subsection a local area network present signal if said local area network connector is connected to said one or more computing devices", as is required by claim 33 (as amended). Furthermore, the limitations as described above are admitted as being non-obvious over the prior art in view of the allowed matter in claim 6. Therefore, Applicants submit that claim 33 (as amended) is non-obvious over Monroe in view of Shupe, and is in condition for allowance.

The Applicants note that claims 34-35 depend from claim 33. As described above, it is axiomatic that any dependent claim which depends from an allowable base claim is also allowable. The Applicants therefore contend that claims 34-35 are also allowable for at least the reasons that claim 33 should be allowed, as discussed above.

New Claims Added

As noted above, claims 36-38 have been added. No new matter has been added. Support for claim 36 can be found at least in original claim 2. Support for claim 37 can be found at least in original claim 3. Support for claim 37 can be found at least in original claim 4.

Request for Extension of Time Under 37 C.F.R. 1.136(a)

Applicants hereby request a one (1) month extension of time under 37 C.F.R. 1.136(a) to respond to the current Office action, to and through October 18, 2004 (it

being noted that October 17, 2004 is a Sunday, and so under 37 C.F.R. 1.7 the one month extension period is extended to the following Monday, being October 18, 2004).

Summary

The Applicants believe that this response constitutes a full and complete response to the Office action, and therefore request timely allowance of claims 6-14 and 28-38.

The Examiner is respectfully requested to contact the below-signed representative if the Examiner believes this will facilitate prosecution toward allowance of the claims.

Respectfully submitted,

David M. Payne & Thomas A. Killingsworth

Date: September 21, 2004

John S. Reid

Attorney and agent for Applicants

Reg. No. 36,369

Phone: (509) 534-5789